

1 IN THE UNITED STATES DISTRICT COURT  
2 FOR THE NORTHERN DISTRICT OF CALIFORNIA

4 ADOBE SYSTEMS INCORPORATED

No. C 10-2769 CW

5 Plaintiff,

ORDER GRANTING  
DEFENDANTS' MOTION  
TO FILE UNDER SEAL  
(Docket No. 187)

HOOPS ENTERPRISE LLC; and ANTHONY KORNKRUMPF,

## Defendants.

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Defendants Hoops Enterprise LLC and Anthony Kornrumpf have filed an administrative motion to file under seal Exhibit A to their motions in limine. It appears that Defendants have omitted inadvertently from their motion to seal a request to file under seal an unredacted version of their motions in limine, and the Court construes their motion to include this request as well.<sup>1</sup>

18        In connection with a dispositive motion, the Court previously  
19 granted leave to file under seal a settlement agreement that the  
20 parties had executed to settle prior litigation between them and  
21 had agreed to keep confidential as part of the terms of  
22 settlement. See Docket No. 150. Defendants represent that  
23 Exhibit A contains this settlement agreement. Boyce Decl. ¶ 4.

25       <sup>1</sup> Defendants have filed a redacted version of their motions  
26 in limine in the public record, see Docket No. 188, and have  
27 submitted a chamber's copy of the unredacted version of their  
motions in limine in the same envelope as Exhibit A, with a cover  
sheet indicating that it was a "lodged document to be filed under  
seal."

1 The Court also notes that the redacted portions of Defendants'  
2 motions in limine are direct quotations from that settlement  
3 agreement.

4 Because the public interest favors filing all court documents  
5 in the public record, any party seeking to file a document under  
6 seal must demonstrate good cause to do so. Pintos v. Pac.

7 Creditors Ass'n, 605 F.3d 665, 678 (9th Cir. 2010). This cannot  
8 be established simply by showing that the document is subject to a  
9 protective order or by stating in general terms that the material  
10 is considered to be confidential, but rather must be supported by  
11 a sworn declaration demonstrating with particularity the need to  
12 file each document under seal. See Civil Local Rule 79-5(a).

13 Having reviewed the documents that Defendants seek to seal,  
14 the Court finds that Defendants have demonstrated good cause for  
15 these documents to be filed under seal. Accordingly, the Court  
16 GRANTS Defendants' motion to file under seal (Docket No. 187).  
17 Within four days of the date of this Order, Defendants shall file  
18 under seal their unredacted motions in limine and Exhibit A.

19 IT IS SO ORDERED.

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21 Dated: 5/24/2012

  
CLAUDIA WILKEN  
United States District Judge

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